

**STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS**

Workers' Compensation Division, PO Box 64620, St. Paul, Minnesota 55164-0620

WID No.: _____

[Please use WID and **NOT** SSN.]

Employee: _____

Date(s) of Injury: _____

Intervenor: _____

**NOTICE OF INTERVENOR'S ELECTION
TO APPEAR BY TELEPHONE AT
SETTLEMENT CONFERENCE,
PRETRIAL OR OTHER PREHEARING
CONFERENCE**

**File by Email or Fax: OAH.Interventions@state.mn.us (for this form only)
FAX: (651) 539-0300**

The above-named Intervenor elects to appear at the settlement conference, pretrial or other prehearing conference in this matter by telephone, and will be reachable via the identified authorized representative at the telephone number noted below.

Authorized Representative: _____

Phone number: _____

[Only one phone number may be provided; only one will be used.]

Unless scheduled to appear simultaneously at more than one OAH proceeding,¹ **by filing this election, Intervenor acknowledges that:**

- (1) The presiding judge may or may not attempt to contact the Intervenor by telephone, and will do so only if deemed reasonable and necessary in the sole discretion of the presiding judge; and
- (2) If the Intervenor is called and is not contacted, its claim will be denied by order issued pursuant to Minn. Stat. § 176.361, subd. 4 (2014) and *Sumner v. Jim Lupient Infiniti*, 865 N.W.2d 706 (Minn. 2015).
- (3) If the Intervenor desires to guarantee participation in the proceeding, it should appear in person.

This Notice must be timely filed with the Office of Administrative Hearings, preferably by email or facsimile transmission, and served on all parties no later than 15 days prior to the scheduled settlement conference, pretrial or other prehearing conference. Unless good cause is shown, untimely requests will not be considered and personal appearance will be required.

Dated: _____

Copies of this form are available at: mn.gov/oah/workers/intervenor

¹ If simultaneously scheduled to appear at OAH proceedings, **after filing this Notice of Election** the Intervenor should proceed under paragraphs 4.d(2) or 6.d(2) of the Standing Order Regarding Intervention effective September 15, 2015.

